

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,
Plaintiff,
v.
ELIZABETH A. HOLMES,
Defendant.

Case No. 18-cr-00258-EJD-1

**ORDER RE MOTION FOR ENTRY OF
PROPOSED SCHEDULE**

Re: Dkt. No. 527.

REDACTED, PUBLIC VERSION

On July 8, 2020, this Court granted the Government’s Motion for an Examination under Federal Rule of Criminal Procedure 12.2(c). Dkt. No. 444. The Court subsequently issued a written Order memorializing its ruling and instructing the parties to propose a schedule for Rule 16 disclosures. Dkt. No. 507. The parties were apparently unable to agree, wherefore Defendant Elizabeth Holmes filed a motion proposing her own schedule for Rule 16 disclosures related to Ms. Holmes’s Rule 12.2(b)(1) notice. Dkt. No. 527 (“Mot.”). Having received full briefing on this matter, *see* Dkt. No. 530 (“Opp.”), Dkt. No. 536 (“Reply”), the Court finds that decision on the papers is appropriate. *See* N.D. Cal. Civ. L.R. 7-1(b).

United States District Court
Northern District of California

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The Court hereby DENIES Defendant's motion for entry of her proposed schedule and adopts the following schedule:

EVENT	DEFENSE PROPOSAL	GOVERNMENT PROPOSAL	COURT'S ORDER
Defense Rule 12.2 expert disclosures due	10/20/2020	10/2/2020	10/16/2020
Deadline for Government's examination	11/6/2020	10/9/2020	10/23/2020
Government's Rule 12.2 expert rebuttal reports due	12/1/2020	10/23/2020	11/06/2020
Last day to file motions re Rule 12.2 experts and motion for joinder	12/18/2020	11/06/2020	11/20/2020
Responses to motions re Rule 12.2 experts and motion for joinder due	01/08/2021	11/13/2020	12/04/2020
Optional replies to motions re Rule 12.2 experts and motion for joinder due	01/22/2021	11/18/2020	12/11/2020
Hearing on Rule 12.2 motions and motion for joinder	N/A	11/23/2020	12/15/2020 at 10 a.m.

The October 6, 2020 hearing on the instant motion is, therefore, vacated.

The Court finds that good cause exists to provisionally seal portions of this Order. Accordingly, a redacted version shall be filed on the public docket and an unredacted version shall be filed provisionally under seal.

IT IS SO ORDERED.

Dated: October 2, 2020



EDWARD J. DAVILA
United States District Judge